

Applicant respectfully resubmits that Leung is not proper prior art to the present application and that, therefore, the rejection should be withdrawn. Leung has a filing date of April 30, 2001, which is more than eight months later than the filing date of the present application. Although Leung claims priority to, and is a continuation-in-part of, U.S. Patent No. 6,415,353 (the "'353 Patent"), filed September 24, 1999, none of the subject matter upon which the Office Action relies in support of the rejection is included in the '353 Patent. That is, none of the subject matter relied upon in the Office Action is entitled to the September 24, 1999 filing date of the '353 Patent.

The Final Rejection correctly states that the '353 Patent is a continuation-in-part of U.S. Patent No. 5,999,474 (the "'474 Patent"), however, the '474 Patent also does not disclose the subject matter relied upon in the Office Action dated January 27, 2003 (duplicated in the Final Rejection dated July 2, 2003). For example, the Office Action dated January 27, 2003 cites a clock division scheme of Leung as anticipating claims 1 and 55. In support of the rejection, the Office Action specifically points to Leung at Figures 4 and 6; lines 10-13 of the Abstract; column 15, lines 17-26; column 8, line 26 – column 10, line 10; column 13, line 31 – column 14, line 53; and column 11, line 62 – column 12, line 3. Neither the '353 Patent nor the '474 Patent discloses the above-cited subject matter.

While the Final Rejection purports to cite portions of the '474 Patent that support the rejection of the claims, actually, the Final Rejection recites portions of the '474 Patent that are both largely irrelevant to the subject matter relied upon in the rejection based on Leung and which are, in fact, also recited in the '353 Patent. The fact of the matter is that neither the '353 Patent nor the '474 Patent discloses the clock division scheme or the above-recited figures and specification portions of Leung used to support the

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anticipation rejection. In fact, the first time the above-mentioned material appears is in Leung, which, as stated above, was filed more than eight months later than the present application. Accordingly, the Examiner is respectfully requested to withdraw the outstanding rejections of the claims and to pass this application to issue.

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Respectfully submitted,

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